CR 374 of 2002.

12.10..2007 Present: **Mr. B. K. Malhotra, counsel for the petitioner.**

Mr. B.S.Thakur, with Ms. Seema Kaushal, counsel for the respondent.

This is the tenant's revision against the order of the learned appellate authority dismissing his appeal against the order of eviction dated 29.2.2002, passed by learned Rent Controller. By consent of the parties, this revision petition is disposed of with the following directions:

(1) The petitioner- tenant shall hand over peaceful and vacant possession to the respondent- landlord on or before 30.6.2008;

(2) He will not sublet or otherwise part with the possession of the premises in any manner whatsoever or commit any act which would obstruct the delivery of possession to the respondent- landlord on or before 30.6.2008;

(3) The premises will be used exclusively by the petitioner for his use or the use of his family members and guests as residential premises. He will not create any encumbrance, sub tenancy, licence or allow its user by any other person or cause damage to the suit premises;

(4) The use and occupation charges will be paid by the petitioner tenant regularly on or before 10th of every month and all

arrears of use and occupation shall be cleared by him before the date fixed i.e. 30.6.2008.

(5) The tenant will file an affidavit within a period of 10 weeks from today undertaking to fulfill all the above conditions. In case of failure to file the affidavit, the order of the appellate authority shall become executable forthwith. The tenant shall state in his affidavit that in case of breach of any of the conditions, he will be liable to be proceeded against for action under the Contempt of Courts Act.

This revision petition is disposed with these directions. There shall be no order as to costs.

October 12, 2007 (PC). (Dev Darshan Sud), J.